IN THE UNITED STATES DISTRICT COURT EASTERN DISTRICT OF TENNESSEE WINCHESTER DIVISION

DAVID R. ELLIOTT, JR. and) AUDREY ELLIOTT,	
Plaintiffs,)	
v.)) NO. 4:13-CV-1 District Judge Mattice
MATTHEWS TRANSPORTATION, LLC and PAUL E. MOORE,) Magistrate Judge Carter
Defendants.)	
and)	
UNION STANDARD INSURANCE GROUP,	
Intervenor.	

AGREED ORDER

The parties are in agreement, as is evidenced by the signature hereto of their respective counsel, plaintiff David Elliott's motion to modify the scheduling order (Doc. 25) should be granted. Counsel for plaintiff, Blair Durham, and counsel for intervenor, Kara Phillips, have each authorized counsel for defendants, W. Bryan Brooks, to electronically sign their names to this order.

It is therefore ORDERED the Scheduling Order is modified as follows:

(b) <u>Expert Testimony</u>: By agreement of the parties, Plaintiff's and Intervenor shall disclose to all other parties any expert testimony in accordance with Fed. R. Civ. P. 26(a)(2) on or before **March 4, 2014**. Defendants shall disclose to all other parties any expert testimony in accordance Fed. R. Civ. P. 26(a)(2) on or before **May 5, 2014**.

If at any time it appears a Daubert hearing may be necessary to determine the admissibility of expert testimony, the parties shall notify the Court at their earliest

convenience of the potential need for such a hearing.

(d) All Discovery: All discovery, including the taking of depositions "for

evidence" shall be completed by May 9, 2014. After this date, the parties may conduct

discovery by agreement, but the Court will not involve itself in any disputes that may

arise.

Document 25, Plaintiff David Elliott's Motion to Modify the Scheduling Order, is

hereby modified accordingly.

The hearing set for October 17, 2013, at 9:00 a.m., pursuant to Document 26,

Notice of Hearing, is hereby cancelled.

ENTER.

S / William B. Mitchell Carter

UNITED STATES MAGISTRATE JUDGE

SD Matthews Transpo Elliott Ord 131011

APPROVED FOR ENTRY:

s/Blair Durham

BLAIR DURHAM

Registration No. 021453 Aaron Woodard, Esquire Registration No. 24807 Attorneys for Plaintiffs

BART DURHAM INJURY & ACCIDENT LAW OFFICES

1712 Parkway Towers 404 James Robertson Parkway Nashville, TN 37219 (615) 242-9000 blairdurham@durhamanddread.com awood37919@yahoo.com

s/Kara E. Phillips_

KARA E. PHILLIPS

Registration No. 29633 Attorney for Intervenor Union Standard Insurance

LEWIS BRISBOIS BISGAARD & SMITH, LLP

1180 Peachtree Street, N.E., Suite 2900 Atlanta, GA 30309 (404) 348-8576 kphillips@lbbslaw.com

s/W. Bryan Brooks

W. BRYAN BROOKS

Registration No. 7209 Attorney for Defendants

BREWER KRAUSE BROOKS CHASTAIN & BURROW, PLLC

611 Commerce Street, Suite 2600 P.O. Box 23890 Nashville, TN 37202-3890 (615) 256-8787 bbrooks@bkblaw.com

CERTIFICATE OF SERVICE

I hereby certify that on the 11th day of October, 2013, a copy of the foregoing Agreed Order was filed electronically. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt. All other parties will be served by regular U.S. mail. Parties may access this filing through the Court's electronic filing system. The parties to be served are as follows:

Blair Durham, Esquire
Registration No. 021453
Aaron Woodard, Esquire
Registration No. 24807
Attorneys for Plaintiffs
Bart Durham Injury & Accident Law Offices
1712 Parkway Towers
404 James Robertson Parkway
Nashville, TN 37219
(615) 242-9000
blairdurham@bartdurham.net
awood37919@yahoo.com

Kara E. Phillips, Esquire
Registration No. 29633
Attorney for Intervenor Union Standard Insurance
Lewis Brisbois Bisgaard & Smith, LLP
1180 Peachtree Street, N.E., Suite 2900
Atlanta, GA 30309
(404) 348-8576
kphillips@lbbslaw.com

s/W. Bryan Brooks

W. BRYAN BROOKS

WBB:kaa